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In re Applicant:

Joseph KANNER et al

Serial No.:

10/661,606

Filed:

September 15, 2003

For:

INCREASING BIOAVAILABILITY OF

CAROTENOIDS

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Group Art Unit: 1655

Attorney

Docket: 25629

Examiner: GITOMER, RALPH J

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Sir:

Enclosed is a PTO Form 1449 which lists citations which may be material to the patentability and examination of the above identified application. Also enclosed are copies of the references cited. These are submitted in compliance with the duty of disclosure defined in 37 CFR 1.56. The Examiner is requested to make these citations of official record in this application.

This Information Disclosure Statement is being filed subsequent to an Office Action being mailed and a late fee of \$180 is due. Please charge my Deposit Account 50-1407 for this fee, as well as any additional fees due.

This Information Disclosure Statement under 37 CFR 1.56 is not to be construed as a representation that a search has been made, that additional matter which is material to the examination of this application does not exist, or that any or more of these citations constitutes prior art.

01/13/2006 HALI11

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Respectfully submitted,

Martin D. Moynihan

Registration No. 40,338

Dated: January 8, 2006

PTO/SB/08a (08-03)

Approved for use through 07/31/2006. OMB 0651-0031 U.S.Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Complete if Known Substitute for form 1449A/PTO Application Number 10/661,606 INFORMATION DISCLOSURE Filing Date September 15, 2003 STATEMENT BY APPLICANT First Named Inventor Joseph KANNER et al Art Unit 1655 (use as many sheets as necessary) Examiner Name GITOMER, RALPH J Attorney Docket Number 25629 Sheet of 2 **U.S. PATENT DOCUMENTS** Name of Patentee or Pages, Columns, Lines, Where Examiner Document Number Publication Date Initials\* MM-DD-YYYY Applicant of Cited Document Relevant Passages or Relevant Figures Appear Number-Kind Code<sup>2 (if known)</sup> US-5,789,647 04-4-1998 Heidlas et al. 2 US-5,916,791 06-29-1999 Hirschberg et al. 3 US-5,935,808 08-10-1999 Hirschberg et al. 4 US-6,218,599 04-17-2001 Hirschberg et al. 5 01-1-2002 Schlipalius et al. US-6,428,816 US-2004/166199 08-26-2004 6 Kanner et al.

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Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Documents	Publication Date MM-DD-YYYY		of Patentee or of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T
	<u> </u>	Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (if known)		<u> </u>		or Relevant Figures Appear	$\perp \perp$
	7	JP 51-142020	06-6-1976	Sane Litvinenko et al.			$\sqcup$
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		ORMATION DISCLOSURE	First Named Inventor		KANNER et					
	STA	TEMENT BY APPLICANT		al						
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		(use as many sheets as necessary)	Examiner Name	GITOMER, RALPH J						
Sheet	2	Of	2	Attorney Docket Number	25629					
		OTHER PRIOR ART – NON PA								
Examiner	Cite	Include name of the author (in CAPITAL LET								
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Col., 2nd §, P.538, l-h Col., Lines 8-10, Fig.2.

Signature

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